

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS CONFIRMING A WEED ABATEMENT REPORT AND ASSESSMENT LIST TO BE ENTERED ON TAX ASSESSMENT BILL

WHEREAS, on January 7, 2014, the City Council of the City of Milpitas adopted Resolution No. 8329 declaring noxious or dangerous weeds growing upon certain described property to be a public nuisance that must be abated by the removal of the weeds; and

WHEREAS, if the public nuisance was not removed from the properties by the owner, the City contracted with the Santa Clara County Department of Agriculture and Environmental Management to remove the weeds and abate the nuisance; and

WHEREAS, the Santa Clara County Department of Agriculture and Environmental Management filed a report and weed abatement assessment list with the City Clerk in conformance with Title V, Chapter 202 of the Milpitas Municipal Code; and

WHEREAS, on August 5, 2014 a public hearing was held on said report and assessment list, a copy of which is attached hereto as Exhibit A.

NOW, THEREFORE, the City Council hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council hereby confirms the 2014 Weed Abatement Assessment by the County of Santa Clara for the City of Milpitas, filed by the Santa Clara County Department of Agriculture and Environmental Management, without modification; and
3. The City Council finds that the said assessment list report is hereby remanded to the Santa Clara County Department of Agriculture and Environmental Management to be entered on the tax assessment rolls as provided by Title V, Chapter 202 of the Milpitas Municipal Code.

PASSED AND ADOPTED this _____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney